

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 CHARLES NEWTON,

Case No. 2:18-cv-00508-JCM-NJK

4 Plaintiff

ORDER

5 v.

6 JAMES DZURENDA,

7 Defendant  
8

9 **I. DISCUSSION**

10 According to the Nevada Department of Corrections (“NDOC”) inmate database, Plaintiff  
11 is no longer incarcerated. However, Plaintiff has not filed an updated address with this Court. The  
12 Court notes that pursuant to Nevada Local Rule of Practice IA 3-1, a “pro se party must  
13 immediately file with the court written notification of any change of mailing address, email  
14 address, telephone number, or facsimile number. The notification must include proof of service on  
15 each opposing party or the party’s attorney. Failure to comply with this rule may result in the  
16 dismissal of the action, entry of default judgment, or other sanctions as deemed appropriate by the  
17 court.” Nev. Loc. R. IA 3-1. This Court grants Plaintiff until **February 14, 2019**, to file his  
18 updated address with this Court. If Plaintiff does not update the Court with his current address by  
19 February 14, 2019, the Court will dismiss this action without prejudice.

20 Additionally, the Court denies the application to proceed *in forma pauperis* for prisoners,  
21 Docket No. 1, as moot because Plaintiff is no longer incarcerated. The Court now directs Plaintiff  
22 to file an application to proceed *in forma pauperis* by a non-prisoner no later than February 14,  
23 2019, or pay the full filing fee of \$400.

24 **II. CONCLUSION**

25 For the foregoing reasons, IT IS ORDERED that Plaintiff shall file his updated address  
26 with the Court **no later than February 14, 2019**.

27 IT IS FURTHER ORDERED that Plaintiff’s application to proceed *in forma pauperis* for  
28 prisoners, Docket No. 1, is **DENIED** as moot.

1 IT IS FURTHER ORDERED that the Clerk of the Court SHALL SEND Plaintiff the  
2 approved form application to proceed *in forma pauperis* by a non-prisoner, as well as the document  
3 entitled information and instructions for filing an *in forma pauperis* application.

4 IT IS FURTHER ORDERED that, **no later than February 14, 2019**, Plaintiff shall either:  
5 (1) file a fully complete application to proceed *in forma pauperis* for non-prisoners; or (2) pay the  
6 full filing fee of \$400.

7 IT IS FURTHER ORDERED that, if Plaintiff fails to timely comply with this order, the  
8 Court shall dismiss this case without prejudice.

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10 DATED: January 15, 2019.

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NANCY J. KOPPE  
UNITED STATES MAGISTRATE JUDGE  
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